

FORM PTO-1390
(REV. 12-2001)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEATTORNEY'S DOCKET NUMBER
305158-999301**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

U.S. APPLICATION NO. (if known, see 37CFR 1.5)

10/510674INTERNATIONAL APPLICATION NO.
PCT/EP03/03540INTERNATIONAL FILING DATE
April 4, 2003PRIORITY DATE CLAIMED
April 5, 2002

TITLE OF INVENTION

PHARMACEUTICAL PREPARATION CONTAINING OXYCODONE AND NALOXONE

APPLICANT(S) FOR DO/EO/US

Euro-Celtique, S.A.

Applicant herewith submits to the United States Designated/ Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The U.S. has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the international Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (unexecuted)
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 20. below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A FIRST preliminary amendment.
14. ☐ A SECOND or SUBSEQUENT preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer readable form of the sequence listing in accordance with PCT Rule.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information: Request Form PCT/RO/101; International Preliminary Examination Report; International Search Report as published (WO 03/084520 A3); 28 July, 2004 Response to Written Opinion (containing new claims 1-32)

ATTORNEY'S DOCKET NUMBER
1073106

The following fees are submitted:

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pg.***BASIC NATIONAL FEE (37 CFR 1.492)**

- ☐ Neither international preliminary examination fee (37 CFR 1.445(a)) nor international search fee (37 CFR 1.445(a)) prepared by the EPO or JPO. \$1,080.00
- ☒ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO. \$920.00
- ☐ International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(1)(2)) paid to USPTO. \$770.00
- ☐ International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4). \$730.00
- ☐ International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4). \$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE X			
Total Claims	44	24	\$18.00			\$432.00
Independent Claims	2	0	\$86.00	=		\$ 0.00
<input checked="" type="checkbox"/> MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ 290.00	-		\$290.00
TOTAL OF ABOVE CALCULATIONS=				=	\$	\$1642.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2				-	\$	\$0.00
SUBTOTAL =					\$	\$1642.00
Processing fee of \$130.00 for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).						\$0.00
TOTAL NATIONAL FEE				=	\$	\$1642.00
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). x \$40.00 per property					\$	\$0.00
TOTAL FEES ENCLOSED				=	\$	\$1642.00
				Amount to be refunded:		
				charged:		

☐ A check in the amount of \$0.00 to cover the above fees is enclosed☒ Please charge Deposit Account 503013 to cover the above fees.
A copy of this sheet is enclosed☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 503013. A copy of this sheet is enclosed.**Note:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.22. ☐ Other instructions23. ☒ All correspondence for this application should be mailed to
JONES DAY
222 East 41st Street
New York, NY 1001724. ☐ All telephone inquiries should be made to _____

James G. Markey

NAME

SIGNATURE

31,636

REG. NO.

October 5, 2004

DATE